JC586 U.S. PTO
09/648672
08/23/00

# NEW UTILITY PATENT APPLICATION TRANSMITTAL

*(only for new nonprovisional applications under 37 CFR 1.53(b))*

| | |
|---|---|
| *Attorney Docket Number* | 5036 |
| *First Named Inventor* | Stewart Kevin Hester |
| *Total Pages in this Submission* | 72 |
| *Express Mail Label No.* | EL482477909US |

060400712006065

## APPLICATION ELEMENTS

1. ☒ Fee Transmittal Form (in duplicate)
   - ☒ Check Enclosed
2. ☒ Specification
   *(preferred arrangement set forth below)*
   - ■ Descriptive Title of the Invention
   - ■ Cross Reference(s) to Related Case(s)
   - ■ Statement Regarding Fed sponsored R & D
   - ■ Background of the Invention
   - ■ Brief Summary of the Invention
   - ■ Brief Description of the Drawing(s)
   - ■ Detailed Description
   - ■ Claim or Claims
   - ■ Abstract of the Disclosure
3. ☒ Drawing(s) *( when necessary per 35 USC 113)*

4. Oath or Declaration
   - a. ☒ New Declaration
     - ☒ Executed
   - b. ☐ Copy from a prior application (37 CFR 1.63(d))
     *(for continuation/divisional with Box 17 completed)*
     - i. ☐ DELETION OF INVENTOR(S)
       Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

5. ☐ Incorporation by Reference *(useable if Box 4b is checked)*. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

## ACCOMPANYING APPLICATION PARTS

6. ☒ Assignment & Assignment Recordation Cover Sheet
7. ☐ Certified Copy of Priority Document(s)
   *(if foreign priority is claimed)*
8. ☐ Information Disclosure Statement & PTO-1449
   - ☐ Copies of IDS Citation(s)
9. ☐ Preliminary Amendment
10. Small Entity Statement
    - ☒ New Statement enclosed
    - ☐ Statement filed in prior application. Status still proper and desired
11. ☒ Return Postcard
12. ☐ _____
13. ☐ _____
14. ☐ _____
15. ☐ _____
16. ☐ _____

### ADDRESS TO:

**Box Patent Application**
**Commissioner for Patents**
**Washington, D.C. 20231**

17. If a **CONTINUING APPLICATION**, *check appropriate box and supply the requisite information below and in a preliminary amendment:*
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: ___/_____

*Prior application information:* Examiner: _____ Group/Art Unit: _____

## 18. CORRESPONDENCE ADDRESS

| NAME | Edward A. Van Gieson Fenwick & West LLP | | | | |
|---|---|---|---|---|---|
| ADDRESS | Two Palo Alto Square | | | | |
| CITY | Palo Alto | STATE | CA | ZIP CODE | 94306 |
| COUNTRY | U.S.A. | TELEPHONE | (650) 858-7997 | FAX | (650) 494-1417 |
| Name (Print/Type) | Edward A. Van Gieson | | Registration No. (Attorney/Agent) | | 44,386 |
| Signature | *Edward Van Gieson* | | Date | | August 23, 2000 |

21216/05036/DOCS/1084026.1

| 0002/PTO(modified) Rev. 10/95 | U.S. Department of Commerce Patent and Trademark Office | Complete if Known | |
|---|---|---|---|
| | | Application Number | Not Yet Known |
| | | Filing Date | August 23, 2000 |
| **FEE TRANSMITTAL** | | First Named Inventor | Stewart Kevin Hester |
| | | Group Art Unit | Not Yet Known |
| **TOTAL AMOUNT OF PAYMENT** | | Examiner Name | Not Yet Known |
| Subtotal (1) + Subtotal (2) + Subtotal (3) = **($)919.00** | | Attorney Docket Number | 5036 |

## METHOD OF PAYMENT

**1. The Commissioner is hereby authorized to:**

☐ Charge the indicated fees to the below mentioned deposit account.

☒ Charge any additional fee required under 37 CFR 1.16 - 1.21 or credit any over payments to the below mentioned deposit account. †

☐ Charge the Issue Fee set in 37 CFR 1.18 at the Mailing of the Notice of Allowance, 37 CFR 1.311(b) to the below mentioned deposit account.

Deposit Account Number: 19-2555
Deposit Account Name: FENWICK & WEST LLP

A Duplicate Copy of this authorization is attached

**2. ☒ Payment Enclosed:**
☒ Check  ☐ Other

## FEE CALCULATION (fees effective 11/12/98)

**1. FILING FEE**

| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | Fee Due |
|---|---|---|---|
| 101/$690 | 201/$345 | Utility Filing | 345 |
| 106/$310 | 206/$155 | Design Filing | |
| 108/$690 | 208/$345 | Reissue | |
| 114/$150 | 214/$75 | Provisional Filing | |
| | | **SUBTOTAL (1)** | **($)345** |

## 2. CLAIMS

| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description |
|---|---|---|
| 103/$18 | 203/$9 | Claims in excess of 20 |
| 102/$78 | 202/$39 | Independent claims in excess of 3 |
| 104/$260 | 204/$130 | Multiple dependent claim |
| 109/$78 | 209/$39 | Reissue independent claims over original patent |
| 110/$18 | 210/$9 | Reissue claims in excess of 20 and over original Patent |

## FEE CALCULATION (continued)

**3. ADDITIONAL FEES**

| Large Entity Fee Code/Fee | Small Entity Fee Code/Fee | Fee Description | Fee Due |
|---|---|---|---|
| 105/$130 | 205/$65 | Surcharge - late filing fee or oath | |
| 127/$50 | 227/$25 | Surcharge-late provisional filing fee or cover sheet | |
| 147/$2,520 | 147/$2,520 | For filing a request for reexamination | |
| 115/$110 | 215/$55 | Extension for response within first month† | |
| 116/$380 | 216/$190 | Extension for response within second month† | |
| 117/$870 | 217/$435 | Extension for response within third month† | |
| 118/$1,360 | 218/$680 | Extension for response within fourth month† | |
| 128/$1,850 | 228/$925 | Extension for response within fifth month† | |
| 119/$300 | 219/$150 | Notice of Appeal | |
| 141/$1,210 | 241/$605 | Petition to revive unintentionally abandoned application | |
| 142/$1,210 | 242/$605 | Utility Issue Fee (Or Reissue) | |
| 143/$430 | 243/$215 | Design Issue Fee | |
| 122/$130 | 122/$130 | Petitions to the Commissioner | |
| 123/$50 | 123/$50 | Petitions related to provisional applications | |
| 126/$240 | 126/$240 | Submission of Information Disclosure Statement | |
| 581/$40 | 581/$40 | Recording each patent assignment per property (times number of properties) | 40 |
| 146/$690 | 246/$345 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 149/$690 | 249/$345 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| | | Other fee (specify): | |
| | | Other fee (specify): | |
| | | **SUBTOTAL (3)** | **($)40** |

| | (Col. 1) | | (Col. 2) | | | (Col. 3) | | | |
|---|---|---|---|---|---|---|---|---|---|
| For | No. of Existing Claims | minus* | Highest No. Previously Paid For | | = | Extra** | | Fee | Fee Due |
| TOTAL | 36 | minus* | 20 | or 0 | = | 16 | x | 9 | = 144 |
| INDEP | 13 | minus* | 3 | or 0 | = | 10 | x | 39 | = 390 |
| [ ] First presentation of multiple dependent claim | | | | | | | | = | |

\* Subtract the greater number of Col. 2
\*\* If the difference between Col. 1 and Col. 2 is less than zero, then enter "0" in Col. 3

**SUBTOTAL (2)** **($)534**

| SUBMITTED BY | | Complete (If applicable) | |
|---|---|---|---|
| Typed or Printed Name | Edward A. Van Gieson | Reg. Number | 44,386 |
| Signature | *Edward Van Gieson* | Date | August 23, 2000 |

† Request for Extension of Time per 37 CFR 1.136 (a)(3) made hereby
Rev. 11/04/99

21216/05036/DOCS/1084022.1